



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket 0275D-299CPA

Serial No. 09/764,004 )  
Filing Date: January 17, 2001 )  
Applicant: Earl M. Ortt )  
For: **ANCHORING SYSTEM FOR** )  
**INJECTION MOLDED MAGNETS** )  
**ON A FLUX RING OR** )  
**MOTOR HOUSING** )

**DECLARATION  
OF  
MARY HARMON**

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

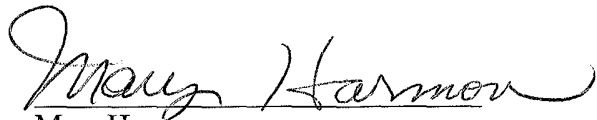
I, MARY HARMON, under penalty of perjury, hereby declare that:

1. I am legal assistant for Charles E. Yocum, Senior Group Patent Counsel at Black & Decker Inc., the assignee of the present application.
2. Upon instructions from Mr. Yocum, I prepared letters to request preparation of foreign patent applications in Taiwan, China, Switzerland, Germany and the EPO (identified and attached as Exhibits A, B, C, D and E).
3. I was unaware that our outside counsel, W. R. Duke Taylor, Harness, Dickey & Pierce, P.L.C., had not filed the above-identified application and obtained a foreign filing license before my transmitting of the request for foreign patent applications.
4. The material was filed abroad through error and without deceptive intent without the required license under 37 C.F.R. Section 5.11 having first been obtained.
5. Upon realizing that a foreign filing license had not been obtained, a Petition for Retroactive License was initiated.

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The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: 2/16-2001

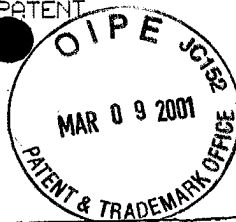
  
Mary Harmon

FEB.19.2001 2:43PM

B&D PATENT

NO.310 P.7

The Black & Decker Corporation  
701 East Joppa Road  
Towson, Maryland 21286  
410 716 3900  
Telex 87-930



**BLACK & DECKER®**

VIA COURIER

January 12, 2001

Patent, Trademark & Licensing Department

Telephone: (410) 716-3242  
Telex: 407218419  
Answerback: 407218419 UI  
FAX: (410) 716-2610

Mr. Eric Chen  
Lee and Li  
7th floor, 201 Tun Hua North Road  
Taipei 105, Taiwan, R.O.C.

Re: BLACK & DECKER INC.  
New Patent Application for Filing in Taiwan  
Title: "Anchoring System for Injection Molded Magnets  
on a Flux Ring or Motor Housing"  
USSN: 09/492,059 Priority Date: January 27, 2000  
Our File: P-TW-TN-1903/CEY/PROF

Please file the attached above-identified utility application and the continuation-in-part application (which will be filed in the U.S. Patent and Trademark Office before January 27, 2001) as a Convention application in the Taiwan Patent Office in the name of Black & Decker Inc. of Newark, Delaware U.S.A. The pertinent filing information for this application is also attached.

Please note that this design application must be filed no later than January 26, 2001, with a claim of priority.

Also, please let me know as promptly as possible whether additional papers and/or documents are required. In any event, you are authorized to proceed with the filing of this application without the additional papers and/or documents if they have not arrived by the time you are ready for filing.

If you have any questions or comments, please direct them to my attention as promptly as possible.

Please acknowledge by return fax your safe receipt of all of these materials, and that your Firm will be able to file the patent application by the date requested. Our FAX No. is 410-716-2610.

Your cooperation and efforts in the processing and filing of this application are appreciated.

Cordially,

Charles E. Vocum  
Senior Group Patent Counsel

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**EXHIBIT**

A

The Black & Decker Corporation  
701 East Joppa Road  
Towson, Maryland 21286  
410 716 3900  
Telex 87-830

**BLACK & DECKER®**

VIA COURIER

January 12, 2001

Patent, Trademark &amp; Licensing Department

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TECHNOLOGY CENTER 2800

China Patent Agent Ltd.  
22/F Great Eagle Centre  
23 Harbor Road  
Wanchai, Hong Kong

Re: BLACK & DECKER INC.  
New Patent Application for Filing in China  
Title: "Anchoring System for Injection Molded Magnets  
on a Flux Ring or Motor Housing"  
USSN: 09/492,059 Priority Date: January 27, 2000  
Our File: P-CN-TN-1903/CEY/PROF

Please file the attached above-identified utility application and the continuation-in-part application (which will be filed in the U.S. Patent and Trademark Office before January 27, 2001) as a Convention application in the China (People's Republic) Patent Office in the name of Black & Decker Inc. of Newark, Delaware U.S.A. The pertinent filing information for this application is also attached.

Please note that this design application must be filed no later than January 26, 2001, with a claim of priority.

Also, please let me know as promptly as possible whether additional papers and/or documents are required. In any event, you are authorized to proceed with the filing of this application without the additional papers and/or documents if they have not arrived by the time you are ready for filing.

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Cordially,

Charles E. Yocum  
Senior Group Patent Counsel

Enc.

EXHIBIT

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B&D PATENT

NO.310 P.3

The Black & Decker Corporation  
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VIA COURIER

January 12, 2001

Patent, Trademark & Licensing Department

Telephone: (410) 716-3242  
Telex: 407218419  
Answerback: 407210419 UI  
FAX: (410) 716-2610

E. Blum & Co.  
Vorderberg II  
8044 Zurich, Switzerland

Re: BLACK & DECKER INC.  
New Patent Application for Filing in Switzerland  
Title: "Anchoring System for Injection Molded Magnets  
on a Flux Ring or Motor Housing"  
USSN: 09/492,059 Priority Date: January 27, 2000  
Our File: P-CH-TN-1903/CEY/PROF

Please file the attached above-identified utility application and the continuation-in-part application (which will be filed in the U.S. Patent and Trademark Office before January 27, 2001) as a Convention application in the Switzerland Patent Office in the name of Black & Decker Inc. of Newark, Delaware U.S.A. The pertinent filing information for this application is also attached.

Please note that this design application must be filed no later than January 26, 2001, with a claim of priority.

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Cordially,

Charles E. Yocum  
Senior Group Patent Counsel

Enc.

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EXHIBIT

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The Black & Decker Corporation  
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VIA COURIER

January 12, 2001

Patent, Trademark &amp; Licensing Department

Telephone: (410) 716-3242  
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FAX: (410) 716-3810

Jürgen Suchantke  
Uexküll & Stollberg  
Beselerstrasse 4  
D-22607 Hamburg 52, Germany

Re: BLACK & DECKER INC.  
New Patent Application for Filing in Germany  
Title: "Anchoring System for Injection Molded Magnets  
on a Flux Ring or Motor Housing"  
USSN: 09/492,059 Priority Date: January 27, 2000  
Our File: P-DE-TN-1903/CEY/PROF

Please file the attached above-identified utility application and the continuation-in-part application (which will be filed in the U.S. Patent and Trademark Office before January 27, 2001) as a Convention application in the German Patent Office in the name of Black & Decker Inc. of Newark, Delaware U.S.A. The pertinent filing information for this application is also attached.

Please note that this design application must be filed no later than January 26, 2001, with a claim of priority.

Also, please let me know as promptly as possible whether additional papers and/or documents are required. In any event, you are authorized to proceed with the filing of this application without the additional papers and/or documents if they have not arrived by the time you are ready for filing.

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Charles E. Yocum  
Senior Group Patent Counsel

Enc.

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B&D PATENT

NO.310 P.6

The Black & Decker Corporation  
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January 12, 2001

Patent, Trademark & Licensing Department

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FAX: (410) 716-2610

Simon Harries  
Black & Decker Europe  
Slough

Re: BLACK & DECKER INC.  
New Patent Application for Filing in U.K.  
Title: "Anchoring System for Injection Molded Magnets  
on a Flux Ring or Motor Housing"  
USSN: 09/492,059 Priority Date: January 27, 2000  
Our File: P-GB-TN-1903/CEY/PROF

Please file the attached above-identified utility application and the continuation-in-part application (which will be filed in the U.S. Patent and Trademark Office before January 27, 2001) as a Convention application in the U.K. Patent Office in the name of Black & Decker Inc. of Newark, Delaware U.S.A. The pertinent filing information for this application is also attached.

Please note that this design application must be filed no later than January 26, 2001, with a claim of priority.

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Cordially,

Charles E. Yocum  
Senior Group Patent Counsel

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